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Federal Communications Commission
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DA 07-1563
Released: March 30, 2007

COMMENTS INVITED ON APPLICATION OF SBC LONG DISTANCE, LLC D/B/A AT&T LONG DISTANCE TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES

WC Docket No. 07-59
Comp. Pol. File No. 786

Comments Due: April 16, 2007

Section 214 Application

Applicant: SBC Long Distance, LLC d/b/a AT&T Long Distance

On March 20, 2007, SBC Long Distance, LLC d/b/a AT&T Long Distance (AT&T or Applicant), located at 1010 N. St. Mary's Street, Suite 13L, San Antonio, TX 78215, filed an application with the Federal Communications Commission (FCC or Commission) requesting authority, under section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue the provision of certain domestic telecommunications services to customers in Kentucky, Maryland, Massachusetts, North Carolina, Oregon, Tennessee, Virginia and Washington.

AT&T indicates that it currently provides interstate residential local exchange service to customers in Kentucky, Maryland, Massachusetts, North Carolina, Oregon, Tennessee, Virginia and Washington. AT&T explains that this service is basic telephone exchange service that allows customers to make local calls within a local exchange, which includes local calling areas that cross state boundary lines. In its application, AT&T indicates that it plans to discontinue this service in Kentucky, North Carolina, Tennessee and Washington on or after May 1, 2007; in Maryland and Virginia on or after May 9, 2007; in Massachusetts on or after June 7, 2007; and in Oregon on or after June 27, 2007. AT&T maintains that there are many alternative providers of local exchange telephone services in the affected areas, including but not limited to Comcast which provides local exchange services in Maryland and Massachusetts; Verizon which provides local exchange services in Maryland, Massachusetts, North Carolina and Virginia; 1-800-Reconnex which provides local exchange services in Kentucky, Maryland, Massachusetts, Oregon, Tennessee and Washington; and Qwest which provides local exchange services in Washington. AT&T represents that it provided notice to all affected customers in accordance with section 63.71 of the Commission's rules on the following dates: March 7, 2007 in Maryland; March 8, 2007 in Virginia; March 9, 2007 in Kentucky, North Carolina, Tennessee and Washington; March 12, 2007 in Massachusetts; and March 20, 2007 in Oregon. Finally, AT&T asserts that it is non-dominant with respect to the services it proposes to discontinue.

In accordance with section 63.71(c) of the Commission's rules, AT&T's application will be deemed to be granted automatically on the thirty-first (31st) day after the release date of this public notice, unless the Commission notifies AT&T that the grant will not be automatically effective. In AT&T's application and notice to customers AT&T indicates that it anticipates discontinuing service in the affected states on or after May 1st, May 9th, June 7th or June 27th as specified. Accordingly, pursuant to section 63.71(c) and absent further Commission action, AT&T may terminate service to affected customers on **May 1, 2007** in Kentucky, North Carolina, Tennessee and Washington; on **May 9, 2007** in Maryland and Virginia; on **June 7, 2007** in Massachusetts; and on **June 27, 2007** in Oregon. The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a "permit but disclose" proceeding for purposes of the Commission's ex parte rules, 47 C.F.R. §§ 1.1200-1.1216. Comments objecting to this application must be filed with the Commission on or before April **16, 2007**. Such comments should refer to **WC Docket No. 07-59 and Comp. Pol. File No. 786**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/cgb/ecfs/>. Filers should follow the instructions provided on the website for submitting comments. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

Parties who choose to file by paper must send an original and four (4) copies of the comments to the Office of the Secretary, Federal Communications Commission, 445 12th Street, S.W., Room TW-A325, Washington, D.C. 20554. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554.

Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, S.W., Room 5-C327, Washington, D.C. 20554, Attention: Carmell Weathers. In addition, comments should be served upon the Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-2345, Attention: Carmell Weathers.

The application will be available for public inspection and copying during regular business hours at the **FCC** Reference Center, Portals II, 445 12th Street, S.W., Room **CY-A257**, Washington, D.C. 20554, **(202) 418-0270**. A copy of the application may also be **purchased** from the Commission's duplicating contractor, Best Copy and Printing, Inc., **445 12th Street, S.W., Room CY-B402**, Washington, **D.C. 20554**, telephone **(202) 488-5300**, facsimile **(202) 488-5563**, or via e-mail at **FCC@BCPIWEB.COM**. People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to **fcc504@fcc.gov** or call the Consumer & Governmental Affairs Bureau at **(202) 418-0530** (voice), **(202) 418-0432** (TTY).

For further information, contact Carmell Weathers, **(202) 418-2325** (voice), **carmell.weathers@fcc.gov**, or Kimberly Jackson, **(202) 418-7393** (voice), **kirnberlv.jackson@fcc.gov** of *the* Competition Policy Division, Wireline Competition Bureau. The TTY number is **(202) 418-0484**. For further information on procedures regarding section **214** please visit **http://www.fcc.gov/wcb/cpd/other_adjud**.

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